

JAN 02 2013

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

JULIA C. DUDLEY, CLERK
BY: *J. C. Dudley*
DEPUTY CLERK

This case is presently before the court on the defendant's motion for reconsideration. For the reasons stated in the accompanying memorandum opinion, it is hereby

ORDERED

that the motion is **DENIED**. Additionally, because the defendant has failed to make the requisite showing of the denial of a constitutional right, the court **DENIES** a certificate of appealability.

The Clerk is directed to send certified copies of this order to the defendant and all counsel of record.

ENTER: This 20 day of January, 2013.

Paul Conrad

Chief United States District Judge